



PATENT  
Attorney Docket No. 44921-5038-US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: **Donna MENDRICK *et al.*** )  
Application No.: **09/917,800** )  
Filed: **July 31, 2001** )  
For: **Molecular toxicology modeling** )

Group Art Unit: **1631**  
Examiner: **Cheyne Dune Ly**

Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, **MAIL DD**  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

**RECEIVED**

**FEB 20 2004**

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(c)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicants bring to the attention of the Examiner the documents listed on the attached PTO 1449. This Information Disclosure Statement is being filed after the events recited in § 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final Office Action or a Notice of Allowance. The Commissioner is hereby authorized to charge \$180.00 as specified by § 1.17(p) to Deposit Account No. 50-0310, for this Information Disclosure Statement under the provisions of 37 C.F.R. § 1.97(c).

Copies of the documents listed are attached. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

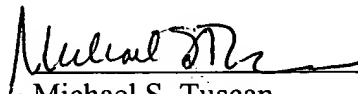
This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies a document as "prior art" against any claim in the application and Applicants determine that the cited document does not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such document.

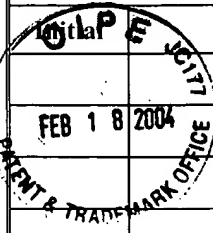
Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

**Except** for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Dated: **February 18, 2004**  
Morgan, Lewis & Bockius LLP  
Customer No. **09629**  
1111 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
Tel: 202-739-5870  
Fax: 202-739-3001

Respectfully submitted  
**Morgan, Lewis & Bockius LLP**

  
Michael S. Tuscan  
Registration No. 43,210

<b>INFORMATION DISCLOSURE CITATION</b>				Attorney Docket <b>44921-5038-US</b>		Application No. <b>09/917,800</b>	
(Use several sheets if necessary)				Applicant: Donna MENDRICK <i>et al.</i>			
PTO Form 1449				Filing Date: July 31, 2001		Group Art Unit: 1631	
<b>U.S. PATENT DOCUMENTS</b>							
	Patent No.	Issue Date	Name	Class	Sub-class	Filing Date	
						RECEIVED	
						FEB 20 2004	
<b>FOREIGN PATENT DOCUMENTS</b>							
		Document No.	Date	Country	Class	Sub Class	Translation
							Yes      No
		WO 03/085083	2003-10-16	PCT	C12N		
		WO 03/095624	2003-11-20	PCT	C12N		
		WO 03/100030	2003-12-04	PCT	C12N		
<b>OTHER DOCUMENTS</b>							
		Irizarry <i>et al.</i> (2003), "Summaries of Affymetrix GeneChip probe level data," <i>Nucl Acids Res</i> 31(4):e15, 8 pp.					
		Nguyen <i>et al.</i> (2002), "Tumor classification by partial least squares using microarray gene expression data," <i>Bioinformatics</i> 18(1):39-50.					
Examiner:				Date Considered:			
Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							